2007 JUN 15 PH 1:05 PUCO **BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO** 67-731-RR-FET Case No. 05-946-RR-FED-

In the Matter of the Petition of CSX Transportation to Close to Vehicular Traffic the Bistline Road Crossing in The Township of Cass, Richland County, Ohio

> SECOND PROGRESS REPORT

Now comes the Cass Township, The Board of County Commissioners of

Richland County, Ohio and CSX Transportation and hereby provide the

Commission with a progress report on the above captioned matter.

- 1. Thomas Beck, Richland County Engineer has received the results of the soil investigation and is in the process of incorporating the results into the detailed design plans.
- 2. The design plans for the by-pass road are now almost completed.
- 3. Richland County Engineer's Office is in the process of clearing the right of way for construction of the by-pass road.
- 4. Thomas Beck, Richland County Engineer and CSX along with the Ohio Rail Development Commission and the PUCO are working on an agreement to allow the contractor the necessary right-of-entry onto the CSX right of way.
- 5. Ohio Public Work Commission funds will become available July 1st, 2007.

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business. Technician Date Processed 6/15/07 Respectfully submitted,

Stephen M. Wildermuth Assistant Prosecutor Richland County Prosecutor's Office 38 S. Park St. Mansfield, OH 44902 419 774 5676 Reg. No. 0042108 Attorney for Plaintiff Respectfully submitted,

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J. Kenneth Thien Porter, Wright, Morris & Arthur 41 S. High St. Columbus, OH 43215 614 227 2187 Reg. No. 0071633 Attorney for CSX Transportation

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